

09/03/03
1760 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new non-provisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No. 1312.03
	First Inventor or Application Identifier: SHATTUCK
	Title of Invention: OBESITY GENE AND USE THEREOF
	Express Mail Label No. EV 328160650 US

ADDRESS TO: **MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450**

Transmitted herewith for filing in the United States Patent Office is a patent application for:

Inventors: Donna Shattuck, Steven Stone, Deanna Russell, Victor Abkevich, Steven Hunt

16235 U.S. PTO
10/655543
09/03/03

1. ☒ The Filing Fee has been calculated as shown below:

	No. Filed	No. Extra	Small Entity Rate	Fee	Large Entity Rate	Fee
BASIC FEE				\$375.00		\$750.00
TOTAL CLAIMS:	20	20 = 0	X 9	= \$	0 X 18	= \$0
INDEP CLAIMS:	3	3 = 0	X 42	= \$	0 X 84	= \$0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+140 = \$		+280 = \$0
*If the difference in Column 1 is less than zero, enter "0" in Column 2.			TOTAL \$		TOTAL \$	750.00

The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-1627.

- a. ☐ Fees required under 37 CFR 1.16 (National filing fees).
- b. ☐ Fees required under 37 CFR 1.16 (National application processing fees).
- ☐ A check in the amount of \$ _____ for the filing fee is enclosed.
- ☒ The above filing fee will be paid along with Applicant(s) Response to the Notice to File Missing Parts.
2. ☒ Specification; 67 Total Pages
3. ☒ 1 Sheets of Formal Drawing(s) (35 USC 113)

4. ☐ Declaration and Power of Attorney; [Total Pages _____]
- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 16 completed)
- i. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) & 1.33(b).
5. ☐ Microfiche Computer Program (Appendix)
6. ☒ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. ☐ Computer Readable Copy
- b. ☒ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s) (including a check for the \$40.00 fee)
8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee); ☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449; _____ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
13. ☐ Applicants hereby claim small entity status under 37 CFR 1.27.
14. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
Foreign Priority is
15. ☒ Other: 2 Initial Information Data Sheet
16. ☒ Non-publication Request Under 35 U.S.C. 122(b)(2)(B)(i).

17. ☐ If a **CONTINUING APPLICATION**, check appropriate box and supply the information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation in Part (CIP)
of prior Application No: _____; Filed

Prior Application Information: Examiner

Group/Art Unit:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. the incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. ☐ **CORRESPONDENCE ADDRESS**

Customer Number or Bar Code Label **26698**

Attention Of: Herbert L. Ley III, Ph.D.

Signature: _____

Attorney/Agent of Record: Herbert L. Ley III, Ph.D.

Attorney/Agent Registration No. 53,215

Tel: (801) 584-3600

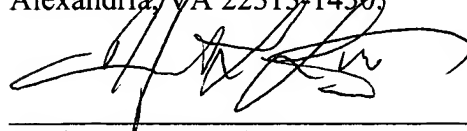
Fax: (801) 883-3871

Intellectual Property Department
MYRIAD GENETICS, INC.
320 Wakara Way
Salt Lake City, UT 84108

“Express Mail” mailing label number EV 328160650 US

Date of Deposit: September 3, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

 9/3/03

Herbert L. Ley III, Ph.D.

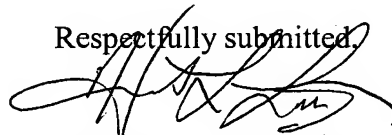
(Utility Patent Application Transmittal) Page 3 of 3

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor		Donna SHATTUCK
	Title	OBESITY GENE AND USE THEREOF	
	Atty Docket Number		1312.03

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application **not be published** under 35 U.S.C. 122(b).

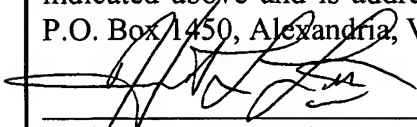
September 3, '03
Date

Respectfully submitted,

Herbert L. Ley III, Ph.D.
Registration No. 53,215

Intellectual Property Department
Myriad Genetics, Inc.
320 Wakara Way
Salt Lake City, UT 84108
Telephone: 801-584-3600
Fax: 801-883-3871

"Express Mail" mailing label number: EV 328160650 US
Date of Deposit: September 3, 2003

I hereby certify that this paper of fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450

 9/3/03
Herbert L. Ley III, Ph.D.